

## IN THE CLAIMS

Please amend the claims as follows:

1. (Currently Amended) A positive electrode active material ~~containing~~ comprising a compound represented by the general formula  $\text{Li}_x\text{Mn}_y\text{Fe}_{1-y}\text{PO}_4$ , where  $0 < x \leq 2$  and  $0.5 < y < 0.95$  and an electrification agent in an amount of 0.5 to 20 parts by weight to 100 parts by weight of  $\text{Li}_x\text{Mn}_y\text{Fe}_{1-y}\text{PO}_4$ , wherein a portion of the  $\text{Li}_x\text{Mn}_y\text{Fe}_{1-y}\text{PO}_4$  has a grain size not larger than 10  $\mu\text{m}$ , with the Bulnauer Emmet Taylor specific surface area not being less than  $0.5 \text{ m}^2/\text{g}$ .
2. (Cancelled).
3. (Currently Amended) A positive electrode active material ~~containing~~ comprising a compound represented by the general formula  $\text{Li}_x\text{Mn}_y\text{Fe}_z\text{A}_{1-(y+z)}\text{PO}_4$ , where  $0 < x \leq 2$ ,  $0.5 < y < 0.95$ ,  $0.5 < y+z < 1$  and A is at least one metal element selected from Ti and Ag, wherein a portion of the  $\text{Li}_x\text{Mn}_y\text{Fe}_z\text{A}_{1-(y+z)}\text{PO}_4$  has a grain size not larger than 10  $\mu\text{m}$ , with the Bulnauer Emmet Taylor specific surface area being not less than  $0.5 \text{ m}^2/\text{g}$ .
4. (Cancelled).
5. (Currently Amended) A non-aqueous electrolyte cell comprising:  
a positive electrode containing a positive electrode active material;  
a negative electrode containing a negative electrode active material; and  
an electrolyte interposed between said positive and negative electrodes; wherein  
said positive electrode active material contains a compound represented by the general formula  $\text{Li}_x\text{Mn}_y\text{Fe}_{1-y}\text{PO}_4$  where  $0 < x \leq 2$  and  $0.5 < y < 0.95$  and an electrification agent in an amount of 0.5 to 20 parts by weight to 100 parts by weight of  $\text{Li}_x\text{Mn}_y\text{Fe}_{1-y}\text{PO}_4$ , wherein a portion of the  $\text{Li}_x\text{Mn}_y\text{Fe}_{1-y}\text{PO}_4$  has a grain size not larger than 10  $\mu\text{m}$ , with the Bulnauer Emmet Taylor specific surface area being not less than  $0.5 \text{ m}^2/\text{g}$ .
6. (Cancelled).

7. (Currently Amended) A non-aqueous electrolyte cell comprising:  
a positive electrode containing a positive electrode active material;  
a negative electrode containing a negative electrode active material; and  
an electrolyte interposed between said positive and negative electrodes; wherein  
said positive electrode active material contains a compound represented by the  
general formula  $\text{Li}_x\text{Mn}_y\text{Fe}_z\text{A}_{1-(y+z)}\text{PO}_4$  where  $0 < x \leq 2$ ,  $0.5 < y < 0.95$  and  $0.5 < y+z < 1$   
and wherein A is at least one metal element selected from Ti and Mg, wherein a portion of the  
 $\text{Li}_x\text{Mn}_y\text{Fe}_z\text{A}_{1-(y+z)}\text{PO}_4$  has a grain size not larger than  $10\ \mu\text{m}$ , with the Bulnauer Emmet Taylor  
specific surface area being not less than  $0.5\ \text{m}^2/\text{g}$ .

8. (Cancelled).

9. (Currently Amended) A positive electrode active material ~~containing~~ comprising  
a compound represented by the general formula  $\text{Li}_x\text{Mn}_y\text{B}_{1-y}\text{PO}_4$ , where  $0 < x \leq 2$  and  $0 < y < 1$   
and an electrification agent in an amount of 0.5 to 20 parts by weight to 100 parts by weight of  
 $\text{Li}_x\text{Mn}_y\text{B}_{1-y}\text{PO}_4$ , wherein B is a metal element selected from among Ti, Zn, Mg and Co, wherein  
a portion of the  $\text{Li}_x\text{Mn}_y\text{B}_{1-y}\text{PO}_4$  has a grain size not larger than  $10\ \mu\text{m}$ , with the Bulnauer Emmet  
Taylor specific surface area being not less than  $0.5\ \text{m}^2/\text{g}$ .

10. (Cancelled).

11. (Currently Amended) A positive electrode active material ~~containing~~ comprising  
a compound represented by the general formula  $\text{Li}_x\text{Mn}_y\text{B}_{1-y}\text{PO}_4$ , where  $0 < x \leq 2$  and  $0 < y < 1$   
and an electrification agent in an amount of 0.5 to 20 parts by weight to 100 parts by weight of  
 $\text{Li}_x\text{Mn}_y\text{B}_{1-y}\text{PO}_4$ , wherein B denotes plural metal elements selected from among Ti, Fe, Zn, Mg  
and Co, wherein a portion of the  $\text{Li}_x\text{Mn}_y\text{B}_{1-y}\text{PO}_4$  has a grain size not larger than  $10\ \mu\text{m}$ , with the  
Bulnauer Emmet Taylor specific surface area being not less than  $0.5\ \text{m}^2/\text{g}$ .

12. (Cancelled).

13. (Currently Amended) A non-aqueous electrolyte cell comprising:  
 a positive electrode containing a positive electrode active material;  
 a negative electrode containing a negative electrode active material; and  
 an electrolyte interposed between said positive and negative electrodes; wherein  
 said positive electrode active material contains a compound represented by the  
 general formula  $\text{Li}_x\text{Mn}_y\text{B}_{1-y}\text{PO}_4$  where  $0 < x \leq 2$  and  $0 < y < 1$  and an electrification agent in an  
amount of 0.5 to 20 parts by weight to 100 parts by weight of  $\text{Li}_x\text{Mn}_y\text{B}_{1-y}\text{PO}_4$ , wherein B  
 denotes one metal element selected from among Ti, Zn, Mg and Co, wherein a portion of the  
 $\text{Li}_x\text{Mn}_y\text{B}_{1-y}\text{PO}_4$  has a grain size not larger than  $10\ \mu\text{m}$ , with the Bulnauer Emmet Taylor specific  
 surface area being not less than  $0.5\ \text{m}^2/\text{g}$ .

14. (Cancelled).

15. (Currently Amended) A non-aqueous electrolyte cell comprising:  
 a positive electrode containing a positive electrode active material;  
 a negative electrode containing a negative electrode active material; and  
 an electrolyte interposed between said positive and negative electrodes; wherein  
 said positive electrode active material contains a compound represented by the  
 general formula  $\text{Li}_x\text{Mn}_y\text{B}_{1-y}\text{PO}_4$  where  $0 < x \leq 2$  and  $0 < y < 1$  and an electrification agent in an  
amount of 0.5 to 20 parts by weight to 100 parts by weight of  $\text{Li}_x\text{Mn}_y\text{B}_{1-y}\text{PO}_4$ , wherein B  
 denotes plural metal elements selected from among Ti, Fe, Zn, Mg and Co, wherein a portion of  
 the  ~~$\text{Li}_x\text{Mn}_y\text{Fe}_{1-y}\text{PO}_4$~~   $\text{Li}_x\text{Mn}_y\text{B}_{1-y}\text{PO}_4$  has a grain size not larger than  $10\ \mu\text{m}$ , with the Bulnauer  
 Emmet Taylor specific surface area being not less than  $0.5\ \text{m}^2/\text{g}$ .

16. (Cancelled).

17. (New) The positive electrode material according to claim 1, wherein the  
 electrification agent is made of carbon, copper or any electrically conductive high polymer  
 material.

18. (New) The positive electrode material according to claim 5, wherein the electrification agent is made of carbon, copper or any electrically conductive high polymer material.

19. (New) The positive electrode material according to claim 9, wherein the electrification agent is made of carbon, copper or any electrically conductive high polymer material.

20. (New) The positive electrode material according to claim 11, wherein the electrification agent is made of carbon, copper or any electrically conductive high polymer material.

21. (New) The positive electrode material according to claim 13, wherein the electrification agent is made of carbon, copper or any electrically conductive high polymer material.

22. (New) The positive electrode material according to claim 15, wherein the electrification agent is made of carbon, copper or any electrically conductive high polymer material.